

## REMARKS

Responsive to the requirement for restriction, applicants hereby elect the claims of Group IV, namely claims 36, 46, 47, 59 and 60 for examination in the instant application.

Non-elected claims 1-35, 37-45 and 50-58 have been canceled without prejudice to, or disclaimer of, applicants' rights to prosecute the subject matter thereof in an appropriate divisional application.

The foregoing election is made with partial traverse.

Applicants hereby respectfully traverse and request reconsideration of the restriction between the claims elected above and claims 48 and 49, which were grouped in a separate group VI.

Restriction was said to be justified, *inter alia*, because the two groups of claims assertedly involved different method steps. However, it is noted that receptor binding of the claims of group VI is an essential aspect of the method claimed in the claims of group VI. Consequently, the steps are not different. Both methods involve adding or administering an effective amount of the same polypeptides, and since receptor binding is a prerequisite to cell growth stimulation, an effective cell growth stimulating amount of said peptide will necessarily also be an effective receptor binding amount of said polypeptide. Thus the method steps of claims 48 and 49 (group VI) are embraced within the method steps of the elected group (group IV), and a full and complete search of the subject matter of group IV will necessarily involve a search of the subject matter of the claims of group VI. This conclusion is further supported by the fact that the restriction requirement indicates that both groups of claims are classified in identically the same class and subclass, namely class 424, subclass 198.1. Accordingly, the same search is required for both groups of claims, and restriction is neither necessary nor desirable.

Applicants further note that the inclusion of the two additional claims of group VI to the five elected claims of group IV, would not appear to present a heavy examination burden.

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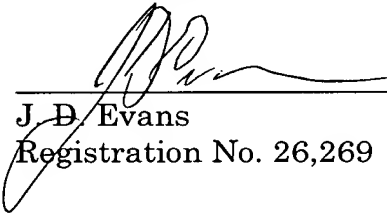
For all of the foregoing reasons, Applicants respectfully request reconsideration and withdrawal of the restriction requirement as between the claims of elected group IV and claims 48 and 49 of group VI, and examination of claims 36, 46-49, 59 and 60 on the merits.

If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #1064/44740CP).

Respectfully submitted,

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